

EX PARTE OR LATE FILED

DOCKET FILE COPY ORIGINAL

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

THE SECRETARY - ROOM 222

28 FEB 1993

IN REPLY REFER TO:  
7330-7/1700A3

RECEIVED

APR 12 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Honorable Barbara F. Vucanovich  
Member, House of Representatives  
Federal Building  
300 Booth Street, Suite 3038  
Reno, Nevada 89509

Dear Congresswoman Vucanovich:

This is in reply to your letter of February 2, 1993, in which you inquired on behalf of your constituent regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Those rules have been in place for over 20 years. While they have been amended on numerous occasions since that time, they nonetheless embody regulatory concepts based on yesteryear's technology and, unless changed, will stifle the growth and development of private land mobile radio technology and services, which are used primarily by local governments, public safety entities, and businesses to enhance their productivity. The Commission issued the Notice, therefore, to solicit comment from all interested persons on a wide variety of proposals designed to increase channel capacity, to promote more efficient use of these channels, and to simplify the rules governing use of these channels.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. To this end, some of the critical issues that must be resolved relate to channel spacing, the amount of time provided to users to convert to new technical standards, how the 300 to 500 percent increase in channel capacity should be licensed, how the rules should be written to provide users technical flexibility, and whether the current nineteen radio services should be consolidated and, if so, how. I have enclosed for your information a copy of that part of the Notice that describes the numerous proposals.

Your constituent is specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

No. of Copies rec'd  
List A B C D E

011

Honorable Barbara F. Vucanovich

2.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take into careful consideration all their comments. Your constituent's concerns will be fully evaluated when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Comments on the proposals set forth in the Notice are due May 28, 1993, and Reply Comments are due July 14, 1993. We expect final rules to be issued in 1994. We urge your constituent to file formal comments on all aspects of the proposals.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ralph A. Haller", written over a horizontal line.

Ralph A. Haller  
Chief, Private Radio Bureau

Enclosures:  
Notice  
Order  
Discussion paper

# Congressional

*DUR OBC: 2-18-93*

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS,  
AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM  
02/10/93

## LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300502	02/10/93	02/02/93	02/23/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Congresswoman	Barbara Vucanovich	BC

CONSTITUENT'S NAME

SUBJECT

~~Peter A. Williams~~

inq. comments on PR Docket 92-235

*Don't name constituent.*

REF TO

REF TO

REF TO

REF TO

PRBLmm

*2-10-93*

DATE

DATE

DATE

DATE

BARBARA F. VUCANOVICH  
2ND DISTRICT, NEVADA  
HOUSE APPROPRIATIONS COMMITTEE

SUBCOMMITTEES  
RURAL DEVELOPMENT, AGRICULTURE  
AND RELATED AGENCIES  
LEGISLATIVE

COMMITTEE ON INTERIOR  
AND INSULAR AFFAIRS

SUBCOMMITTEES  
MINING AND NATURAL RESOURCES  
NATIONAL PARKS AND PUBLIC LANDS

CONGRESSIONAL TRAVEL AND  
TOURISM CAUCUS

CONGRESS OF THE UNITED STATES  
HOUSE OF REPRESENTATIVES  
WASHINGTON, DC 20515-2802

PRB  
92-235  
502

206 CANNON BUILDING  
WASHINGTON, DC 20515-2802  
(202) 225-6155  
Fax (202) 225-2319  
  
FEDERAL BUILDING  
300 BOOTH STREET, SUITE 3038  
RENO, NV 89509  
(702) 784-5003  
Fax (702) 784-5173  
  
401 RAILROAD STREET, SUITE 307  
ELKO, NV 89801  
(702) 738-4064  
Fax (702) 738-4796  
  
6900 WESTCLIFF, SUITE 509  
LAS VEGAS, NV 89128  
(702) 255-6470  
Fax (702) 255-0714

February 2, 1993

Lou Sizemore  
Office of Legislative Affairs, Room 808  
Federal Communications Commission  
1919 M Street, NW  
Washington, D.C. 20554

Dear Mr. Sizemore:

I am writing you to request your assistance in a matter that has recently been brought to my attention.

One of my constituents, Peter A. Williams, has written me regarding his concerns about proposed rules under PR Docket 92-235. I would greatly appreciate your reviewing and addressing his concerns. I have enclosed a copy of the letter for your convenience.

Thank you in advance for your time and attention to this matter.

Sincerely,

*Barbara F. Vucanovich*

BARBARA F. VUCANOVICH  
Member of Congress

BFV:vbm  
Respond to Reno office.  
Enclosure

FEB 01 1993

01-27-93

FCC  
1919 M St. NW  
Washington, DC 20554

Re: PR Docket 92-235

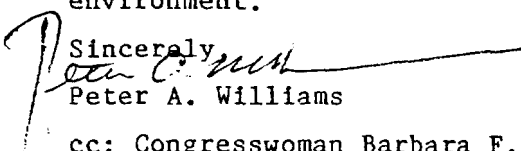
Gentlemen:

I am very concerned about proposed rules under consideration by FCC under PR Docket 92-235. If adopted, it will drastically reduce the usability of frequencies currently assigned for model use. It will also increase the risk of accidents and attendant liability for control of model airplanes.

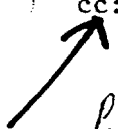
The frequencies I am speaking of are in the 72-76 MHz band currently used for private land and mobile dispatch operations. At the present our frequencies in this band are far enough apart from the land mobile frequencies that we are able to share the band without either use interfering with the other. By creating more frequencies by splitting into narrower band-widths and rearranging the band plan, many land mobile frequencies will move closer to model aircraft radio control frequencies and cause interference to our radio control operations.

I am advised that of the 50 frequencies presently available for model radio control only 19 will remain if FCC adopts this new rule. This is unacceptable from a safety standpoint as The Academy of Model Aeronautics (AMA) rules go to great lengths to protect bystanders and property. This congestion of frequencies will result in the "capture" or "glitching" of radio control frequencies resulting in out-of-control model operations terminating in a crash with personal injury and property damage a distinct possibility.

Be advised some of these models have 10ft. wingspans and weigh up to 30 lbs. and they are expensive to build. As an active member of AMA, I have pursued this hobby for many years. I currently own 4 model aircraft radio transmitters and 5 model aircraft representing an investment of over \$3,000. In my opinion it is inappropriate for FCC to improve the operating conditions of land mobile operators at the expense of hundreds of thousands of radio control modelers. We need the use of the presently assigned FULL COMPLIMENT of radio frequencies to assure a safe flying environment.

Sincerely,  
  
Peter A. Williams

cc: Congresswoman Barbara F. Vucanovich

 P.S. FYI The deadline to respond to FCC  
on this NPRM is Feb 26, 1993.

